

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF
JOSEPH ANTHONY LUPIA ET AL

Group Art Unit: 1796

Examiner: G.R. Delcotto

INTERNATIONAL APPLICATION NO. PCT/EP 04/052644 Confirmation No.: 7496

FILED: OCTOBER 25, 2004

FOR: STABILIZED BODY CARE PRODUCTS,
HOUSEHOLD PRODUCTS, TEXTILES AND
FABRICS

U.S. APPLICATION NO: 10/576,915

35 USC 371 DATE: APRIL 24, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Terminal Disclaimer over U.S. app. No. 10/130,235 (37 CFR 1.321(c))

Sir:

I, Tyler A. Stevenson, represent that I am an Agent of record for this invention.

Ciba Corporation, a corporation organized and existing under the laws of the State of Delaware, represents that it is the assignee of the entire interest in present app. No. **10/576,915** by virtue of an assignment recorded in the United States Patent and Trademark Office on January 29, 2007, reel/frame 018842/0988.

Ciba Corporation hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on application No. **10/576,915** which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 of U.S. app. No. **10/130,235**, the patent application forming the basis of the double patenting rejection. The owner hereby agrees

that any patent so granted on application No. **10/576,915** shall be enforceable only for and during such period that it and the prior patent are commonly owned, this agreement to run with any patent granted on application No. **10/576,915** and to be binding upon the grantee, its successors and assigns.

Said U.S. app. No. **10/130,235** is also entirely assigned to Ciba Corporation by virtue of an assignment recorded in the United States Patent and Trademark Office on January 21, 2003, reel/frame 013688/0948.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application No. **10/576,915** that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior app. No. **10/130,235**, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued in any matter or is terminated prior to expiration of its full statutory term.

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Respectfully submitted,



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